

Janet Napolitano
Governor

Christina M. Sorenson, O.D.
President

Caroline Griego, O.D.
Vice President



Arizona State Board of Optometry
1400 West Washington, Suite 230
Phoenix, AZ 85007

Margaret Whelan
Executive Director

Telephone (602) 542-8155 • Fax (602) 542-3093

**MEETING NOTICE AND AGENDA FOR REGULAR SESSION MEETING
APRIL 20, 2007 SCHEDULED TO COMMENCE AT 9:00 A.M.**

Pursuant to A.R.S. §38-431.02, notice is hereby given to the general public and to the members of the Arizona State Board of Optometry, that a regular meeting open to the public will be held on April 20, 2007 at 9:00 AM. The meeting is at 1400 W. Washington, Room B-1 in Phoenix, AZ.

For further information regarding agenda material, please contact Paula Hollins, Licensing Administrator, at (602) 542-8164.

The Board reserves the right to change the order of items on the agenda, except for public hearings set for a specific time. Please note that any recommendations listed on the agenda are merely suggested Board actions.

These recommendations do not become final until adopted by the Board. The Board has the authority to accept, reject, or modify any recommendation listed on the agenda.

Americans with Disabilities Act: Persons with disabilities may request reasonable accommodations by contacting the Arizona State Board of Optometry (ASBOO) Executive Director, Margaret Whelan, at (602) 542-8155. Please make requests as early as possible to allow time to arrange the accommodation.

Board Members

Christina M. Sorenson, O.D., President
Caroline Griego, O.D., Vice-President
Robert B. Pinkert, O.D.
Robert J. Maynard, O.D.
Curtis R. Winkler, M.D.
Melissa Bengtson, Public Member

Staff:

Margaret Whelan, Executive Director
Paula Hollins, Licensing Administrator

Legal Counsel:

Elizabeth Campbell, Assistant Attorney General

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| A. CALL TO ORDER: | Dr. Sorenson |
| B. ROLL CALL: | Ms. Hollins |
| C. PRESIDENT'S REPORT: | Dr. Sorenson |

D. REVIEW, DISCUSSION AND VOTE ON INVESTIGATIVE REVIEWS/COMPLAINTS:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

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| 1. | A.D. vs. Christopher Marmo, O.D. | IR#200718 |
| 2. | S.R. vs. Stuart Bark, O.D. | IR#200719 |
| 3. | D.D. vs. Tara Ransdell, O.D. | IR#200720 |
| 4. | B.G. vs. Steven Burns, O.D. | IR#200721 |
| 5. | C.S. vs. Michael DeRubeis, O.D. | IR#200722 |

E. REVIEW, DISCUSSION AND POSSIBLE VOTE FOR RECONSIDERATION OF IR#200716:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

6. Howard Bacon, O.D.

F. REVIEW, DISCUSSION AND POSSIBLE VOTE REGARDING COMPLIANCE WITH PROBATIONARY ORDER:

7. Kevin Russell, O.D., IR#200515

G. REVIEW, DISCUSSION AND POSSIBLE BLOCK VOTE ON PENDING REGULAR LICENSE APPLICATIONS:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

8. Cohen, Kimberly
9. Halling, Ricki-Lee

H. REVIEW, DISCUSSION AND POSSIBLE BLOCK VOTE ON PENDING ENDORSEMENT APPLICATIONS:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

10. Chiles, Lisa
11. Kern, Brian
12. Lloyd, Andrea

I. REVIEW, DISCUSSION AND POSSIBLE VOTE ON PENDING LICENSE RENEWAL APPLICATIONS:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

13. Robin Blank, O.D.

J. REVIEW, DISCUSSION, AND POSSIBLE ACTION ON APPROVAL OF CONTINUING EDUCATION AS PROVIDED BY A.R.S. §32-1704(D) and A.A.C. R4-21-208:

The Board may hold an executive session to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

Fiscal Year 2007

	Continuing Education	Date	No. of hours requested
a.	Midwest Vision Congress & Expo 2007	May 10 – 12, 2007	72 Regular
b.	How to manage Post op care for the Alphabet Soup of Refractive Surgery.	May 10, 2007	2 Regular

K. REVIEW, DISCUSSION AND POSSIBLE VOTE REGARDING RECONSIDERATION OF NBEO EXAMINERS FROM ARIZONA

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03 (A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

14. Fred Fisch, O.D.

L. REVIEW, DISCUSSION AND POSSIBLE VOTE REGARDING RECONSIDERATION OF REFERRAL TO FORMAL HEARING AND REVIEW OF EVALUATION BY BOARD APPOINTED PSYCHOLOGIST:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

15. Vincent G. Sanchez, O.D., IR#200422

M. REVIEW, DISCUSSION, AND POSSIBLE ACTION ON USE OF THE TERM “MEDICAL OPTOMETRIST” IN PRACTICE:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

16. Review and discussion of rules concerning use of term “medical optometrist” in practice name.

N. DISCUSSION REGARDING BOARD OF DISPENSING OPTICIANS MEMO CONCERNING ISSUES, RULES AND STATUTES:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

17. Board memo regarding disclaimers on prescriptions for eyeglasses

O. REVIEW, DISCUSSION AND POSSIBLE APPROVAL OF BOARD MEETING MINUTES:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

18. March 16, 2007 Regular Session Minutes

19. March 16, 2007 Executive Session Minutes

P. EXECUTIVE DIRECTOR'S REPORT:

The board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

- 20. Budget
- 21. Legislation
- 22. Rules
- 23. Request approval for attendance of Public Records/Open Meeting seminar
- 24. 100 years items

Q. EXECUTIVE SESSION TO DISCUSS PERSONNEL ISSUES AND EVALUATION OF EXECUTIVE DIRECTOR:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). The board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3). The Board may hold an executive session for discussion or consideration of employment, assignment, appointment, promotion, demotion, dismissal, salaries, disciplining or resignation of a public officer, appointee or employee of any public body

- 25. Evaluation Forms

R. REVIEW, DISCUSSION AND VOTE ON PERSONNEL ISSUES PERTAINING TO ITEM Q. ABOVE:

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03 (A)(2). The board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. §38-431.03 (A)(3). The Board may hold an executive session for discussion or consideration of employment, assignment, appointment, promotion, demotion, dismissal, salaries, disciplining or resignation of a public officer, appointee or employee of any public body

S. CALL TO PUBLIC:

Dr. Sorenson

Those wishing to address the Board need not request permission in advance; however, the Board may limit time of those persons speaking during the Call to the Public. Pursuant to A.R.S. §38-431.02(H), the Board can only take action on matters listed on the agenda. If appropriate, actions on public comment matters that are not listed on the agenda will be limited to directing staff to study the matter or schedule the matter for further discussion at a later date.

END OF AGENDA:

Margaret Whelan, Executive Director

Date